

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/573,116
Applicant : Dieter HUHSE et al
Filed : March 23, 2006
TC/A.U. : 2877
Examiner : Samuel A. Turner

Docket No. : 3286-103
Customer No. : 6449
Confirmation No. : 8764

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated August 4, 2008 please consider the following remarks.

Claim 21 was rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 4,940,331 to Wyeth et al. Claim 21 was amended in the supplemental response filed on August 1, 2008, to recite "is configured for carrying out a method as claimed in claim 1." Applicants submit that an arrangement of claim 21 is required to be able to carry out the method of claim 1. Accordingly, claim 21 is allowable as it depends from an allowable claim, claim 1. As pointed out in applicant's prior response, claim 21 is not obvious over Wyeth, because Wyeth does not disclose or suggest the requisite programming, namely, that the system is suitable for carrying out a method as claimed in claim 1.

In light of the foregoing and the examiner's telephone comments, Applicants submit that all outstanding rejections have been overcome, and the instant application is in condition for allowance. Thus, Applicants respectfully request early allowance of the instant application. The Commissioner is hereby authorized to charge any fees or credit any overpayment to Deposit Account No. 02-2135.

Respectfully submitted,

By: 

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